

"(2) Not later than March 31, 1985, the Secretary shall submit a report to the Committees on Armed Services of the Senate and House of Representatives describing the study under paragraph (1).

"(e) The Secretary of Defense shall conduct at least one major mobilization exercise each year. The exercise should be as comprehensive and as realistic as possible and should include the participation of associated active component and reserve component units. The Secretary shall develop a plan by June 30, 1985, to test periodically each active component and reserve component unit based in the United States and all interactions of such units, as well as the sustainment of the forces mobilized as part of the exercise, with the objective of permitting an evaluation of the adequacy of resource allocation and planning.

"(g) This section does not apply to the Coast Guard."

SELECTED RESERVE OF RESERVE COMPONENTS: ANNUAL AUTHORIZATION OF PERSONNEL STRENGTH

Authorization of personnel strength of Selected Reserve of each Reserve component of the Armed Forces, prerequisite to appropriation of funds for pay and allowances of members of any Reserve component, see section 138(b) of this title.

§ 264. Reserve affairs: designation of general or flag officer of each armed force; personnel and logistic support for Reserves

[See main edition for text of (a)]

(b) The Secretary concerned is responsible for providing the personnel, equipment, facilities, and other general logistic support necessary to enable units and Reserves in the Ready Reserve of the reserve components under his jurisdiction to satisfy the training requirements and mobilization readiness requirements for those units and Reserves as recommended by the Secretary concerned and by the Joint Chiefs of Staff and approved by the Secretary of Defense, and as recommended by the Commandant of the Coast Guard and approved by the Secretary of Transportation when the Coast Guard is not operated as a service of the Navy.

(As amended Oct. 19, 1984, Pub. L. 98-525, title XIV, § 1405(7)(A), (B), 98 Stat. 2622.)

AMENDMENTS

1984—Pub. L. 98-525, § 1405(7)(B), in section catchline substituted "armed force" for "military department" and "Reserves" for "reserves" and struck out "; reports to Congress" at the end.

Subsec. (b). Pub. L. 98-525, § 1405(7)(A), substituted "reserve components" for "Reserve components".

§ 265. Policies and regulations: participation of reserve officers in preparation and administration

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 523, 641, 3019, 8019 of this title; title 32 section 335.

§ 268. Ready Reserve

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in title 38 section 1402.

§ 269. Ready Reserve: placement in; transfer from

[See main edition for text of (a) to (c)]

(d) Under such regulations as the Secretary concerned may prescribe, any qualified member

of a reserve component or any qualified retired enlisted member of a regular component may, upon his request, be placed in the Ready Reserve. However, a member of the Retired Reserve entitled to retired pay or a retired enlisted member of a regular component may not be placed in the Ready Reserve unless the Secretary concerned makes a special finding that the member's services in the Ready Reserve are indispensable. The Secretary concerned may not delegate his authority under the preceding sentence.

[See main edition for text of (e) to (g)]

(As amended Sept. 24, 1983, Pub. L. 98-94, title X, § 1018, 97 Stat. 669.)

AMENDMENTS

1983—Subsec. (d). Pub. L. 98-94 amended subsec. (d) generally substituting "any qualified member of a reserve component or any qualified retired enlisted member of a regular component may" for "any qualified Reserve may" and "Retired Reserve entitled to retired pay or a retired enlisted member of a regular component may not be placed in the Ready Reserve" for "Retired Reserve who is entitled to retired pay may not be placed in the Ready Reserve".

§ 280. Regulations

Subject to standards, policies, and procedures prescribed by the Secretary of Defense, the Secretary of each military department shall prescribe such regulations as he considers necessary to carry out chapters 11, 34, 39, and 59, and sections 715, 1003, 1004, 1376, 2001, 2511, 3077, 3079, 3221, 3224, 3259, 3260, 3261, 3351, 3352, 3354, 3495, 3498, 3686, 5251, 5252, 5456, 6327, 6483, 7225, 7226, 7854, 8077, 8079, 8221, 8224, 8259, 8260, 8261, 8351, 8352, 8354, 8495, 8498, and 8686 of this title. The Secretary of Transportation, with the concurrence of the Secretary of the Navy, shall prescribe such regulations as he considers necessary to carry out chapters 11, 34, 39, and 59, and sections 715, 1003, 1004, 1376, 2001, and 2511 of this title, so far as they relate to the Coast Guard, except when the Coast Guard is operating as a service in the Navy. So far as practicable, regulations for all reserve components shall be uniform.

(As amended Oct. 19, 1984, Pub. L. 98-525, title XIV, § 1405(8), 98 Stat. 2622.)

AMENDMENTS

1984—Pub. L. 98-525 struck out reference to section 5597 of this title.

CHAPTER 18—MILITARY COOPERATION WITH CIVILIAN LAW ENFORCEMENT OFFICIALS

§ 374. Assistance by Department of Defense personnel

(a) Subject to subsection (b), the Secretary of Defense, upon request from the head of an agency with jurisdiction to enforce—

[See main edition for text of (1) and (2)]

(3) a law relating to the arrival or departure of merchandise (as defined in section 401 of the Tariff Act of 1930 (19 U.S.C. 1401)) into or out of the customs territory of the United States (as defined in general headnote 2 of

the Tariff Schedules of the United States) or any other territory or possession of the United States,

may assign personnel of the Department of Defense to operate and maintain or assist in operating and maintaining equipment made available under section 372 of this title with respect to any criminal violation of any such provision of law.

[See main edition for text of (b) and (c)]

(As amended Pub. L. 98-525, title XIV, § 1405(9), Oct. 19, 1984, 98 Stat. 2622.)

REFERENCES IN TEXT

General headnote 2 of the Tariff Schedules of the United States, referred to in subsec. (a)(3), is set out under section 1202 of Title 19, Customs Duties.

AMENDMENTS

1984—Subsec. (a)(3). Pub. L. 98-525 struck out “(19 U.S.C. 1202)” following “Tariff Schedules of the United States”.

§ 378. Nonpreemption of other law

Nothing in this chapter shall be construed to limit the authority of the executive branch in the use of military personnel or equipment for civilian law enforcement purposes beyond that provided by law before December 1, 1981.

(As amended Pub. L. 98-525, title XIV, § 1405(10), Oct. 19, 1984, 98 Stat. 2622.)

AMENDMENTS

1984—Pub. L. 98-525 substituted “before December 1, 1981” for “prior to the enactment of this chapter”.

PART II—PERSONNEL

Chap.		Sec.
60.	Separation of Regular Officers for Substandard Performance of Duty or for Certain Other Reasons.....	1181
74.	Department of Defense Military Retirement Fund	1461

AMENDMENTS

1983—Pub. L. 98-94, tile IX, § 925(a)(2), title XII, § 1268(15), Sept. 24, 1983, 97 Stat. 648, 707, added item for chapter 74, and substituted “or” for “and” in item for chapter 60.

CHAPTER 31—ENLISTMENTS

Sec.	
520b.	Applicants for enlistments: authority to use funds for the issue of authorized articles. ¹

AMENDMENTS

1984—Pub. L. 98-525, title XIV, § 1401(a)(2), Oct. 19, 1984, 98 Stat. 2614, added item 520b.

§ 505. Regular components: qualifications, term, grade

[See main edition for text of (a) and (b)]

(c) The Secretary concerned may accept original enlistments of persons for the duration of their minority or for a period of at least two but not more than six years, in the Regular

Army, Regular Navy, Regular Air Force, Regular Marine Corps, or Regular Coast Guard, as the case may be.

(d) The Secretary concerned may accept reenlistments in the Regular Army, Regular Navy, Regular Air Force, Regular Marine Corps, or Regular Coast Guard, as the case may be, for period of at least two but not more than six years. No enlisted member is entitled to be re-enlisted for a period that would expire before the end of his current enlistment.

(As amended Pub. L. 98-94, title X, § 1023, Sept. 24, 1983, 97 Stat. 671.)

AMENDMENTS

1983—Subsecs. (c), (d). Pub. L. 98-94 substituted “at least two but not more than six years” for “two, three, four, five, or six years”.

§ 511. Reserve components: terms

[See main edition for text of (a)]

(b) Under regulations to be prescribed by the Secretary of Defense, and by the Secretary of Transportation with respect to the Coast Guard when it is not operating as a service in the Navy, a person who is qualified for enlistment for active duty in an armed force, and who is not under orders to report for induction into an armed force under the Military Selective Service Act (50 U.S.C. App. 451 et seq.), may be enlisted as a Reserve for service in the Army Reserve, Naval Reserve, Air Force Reserve, Marine Corps Reserve, or Coast Guard Reserve, for a term of not less than six years nor more than eight years. Each person enlisted under this subsection shall serve—

[See main edition for text of (1) and (2); (c)]

(d) Under regulations to be prescribed by the Secretary of Defense, or the Secretary of Transportation with respect to the Coast Guard when it is not operating as a service in the Navy, a non-prior-service person who is qualified for induction for active duty in an armed force and who is not under orders to report for induction into an armed force under the Military Selective Service Act (50 U.S.C. App. 451 et seq.), except as provided in section 6(c)(2)(A)(ii) and (iii) of such Act, may be enlisted in the Army National Guard or the Air National Guard, or as a Reserve for service in the Army Reserve, Naval Reserve, Air Force Reserve, Marine Corps Reserve, or Coast Guard Reserve, for a term of not less than six years nor more than eight years. Each person enlisted under this subsection shall perform an initial period of active duty for training of not less than twelve weeks to commence insofar as practicable within 270 days after the date of that enlistment.

(As amended Sept. 24, 1983, Pub. L. 98-94, title X, § 1022(a)(1), 97 Stat. 670.)

AMENDMENTS

1983—Subsec. (b). Pub. L. 98-94, § 1022(a)(1)(A), substituted “not less than six years nor more than eight years” for “six years”.

¹ So in original. Does not conform to section catchline.